

IN RE:  
JOSE MIGUEL DE JESUS MIRANDA

CASE NO. 10-01096-ESL

CHAPTER 13

DEBTOR (S)

**TRUSTEE'S UNFAVORABLE REPORT  
ON PROPOSED PLAN CONFIRMATION UNDER §1325**

TO THE HONORABLE COURT: NOW COMES, José R. Carrión, Chapter 13 Trustee, and very respectfully alleges and prays:

This is the Trustee's position regarding the request, under **11 U.S.C. §1325**, for the confirmation of a Chapter 13 Plan.

Debtor(s)' Income: **Above Median / 60 months commitment period.** Gen Unsecured Pool: **\$0.00**

The **LIQUIDATION VALUE** of the estate has been determined in **\$11,081.00 R2016 STM. \$3,000.00**

<b>TOTAL ATTORNEYS FEES THRU PLAN: \$2,500.00    Fees paid: \$0.00    Fees Outstanding: \$2,500.00</b>
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With respect to the proposed (amended) Plan dated: **April 15, 2013** (Dkt 98). Plan Base: **61,534.00**

The proposed (amended) plan can not be confirmed because it has the following deficiencies:

- Feasibility: Default in Post Petition DSO payments. [§1325(a)(8)]

Debtor has failed to submit evidence of being current with post-petition DSO payments up to the confirmation of the Plan.

- Other/Comments

Creditor, María Hernández Iglesia has not amended her proof of claim as agreed in the Stipulation filed on March 20, 2013, docket number 93.

Due to the above described deficiencies in the proposed plan the Trustee Objects to the Confirmation of the same.

**CERTIFICATE OF SERVICE:** The Chapter 13 Trustee herewith certifies that a copy of this motion has been served via first class mail on the same date it is filed to: the DEBTOR(s), and to her/his/their attorney through CM-ECF notification system.

In San Juan, Puerto Rico this June 24, 2013.

/s/ Mayra Arguelles -Staff Attorney

JOSE R. CARRION  
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